



SUPREME COURT OF ARIZONA

IN THE MATTER OF A MEMBER	)	Supreme Court
OF THE STATE BAR OF ARIZONA,	)	No. SB-03-0116-D
	)	
MARC A. ADAIR,	)	Disciplinary Commission
Bar No. 014938	)	No. 01-1671
	)	
RESPONDENT.	)	JUDGMENT AND ORDER
	)	

This matter having come on for hearing before the Disciplinary Commission of the Supreme Court of Arizona, it having duly rendered its decision and no discretionary review occurring,

IT IS ORDERED, ADJUDGED AND DECREED that **MARC A. ADAIR**, a member of the State Bar of Arizona, is hereby censured for conduct in violation of his duties and obligations as a lawyer, as disclosed in the commission report.

IT IS FURTHER ORDERED that **MARC A. ADAIR** be placed on probation for a period of one (1) year under the following terms and conditions:

- 1) Respondent shall submit to a Law Office Assistance Program (LOMAP) audit within 30 days of the Supreme Court's Judgment and Order. Respondent shall enter into a Memorandum of Understanding consistent with the findings of the LOMAP Director or her designee.
- 2) In the event Respondent fails to comply with any of the foregoing terms, and information thereof is received by the State Bar, bar counsel shall file with the Hearing Officer a Notice of Non-Compliance. The Hearing Officer shall conduct a hearing at the earliest possible date, but in no event later than thirty days following receipt of notice, to determine whether a condition of probation has been breached and, if so, to recommend an appropriate sanction.
- 3) In the event there is an allegation that any of these terms have been breached, the burden shall be on the State Bar to prove non-compliance by a preponderance of the evidence.

IT IS FURTHER ORDERED that **MARC A. ADAIR** shall pay the costs and expenses of these proceedings in the amount of \$707.90, together with interest at the legal rate from the date of this judgment.

DATED this 11th day of August, 2003.

  
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NOËL K. DESSAINT, Clerk

TO:

Marc A. Adair, Respondent (Certified Mail, Return Receipt)

Robert W. Doyle, Respondent's Counsel

Shauna R. Miller, Senior Bar Counsel

Douglas M. Brooks, Disciplinary Clerk, Disciplinary Commission (Cert. Copy)

Dee Steadman, Lawyer Regulation Records Manager, State Bar of Arizona (Cert. Copy)

Cathy Catterson, Clerk, United States Court of Appeals for the Ninth Circuit (Cert. Copy)

Richard Weare, Clerk, United States District Court, District of Arizona (Cert. Copy)

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/kdl

The foregoing instrument is a full, true and correct copy of the original on file in this office.

ATTEST

Noel K. Dessaint, Clerk of the Supreme Court  
State of Arizona

By  Deputy